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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/647,925	08/26/2003	Donald Ray Disney	03692.P054D2	2438
27660	7590	04/22/2004	EXAMINER	
BURGESS & BEREZNAK LLP 800 WEST EL CAMINO REAL SUITE 180 MOUNTAIN VIEW, CA 94040			LOKE, STEVEN HO YIN	
			ART UNIT	PAPER NUMBER
			2811	

DATE MAILED: 04/22/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/647,925

Applicant(s)

DISNEY, DONALD RAY

Examiner

Steven Loke

Art Unit

2811

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION:

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 27 August 2003.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 46-49 and 51-59 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 46-49 and 51-54 is/are allowed.
- 6) ☒ Claim(s) 55-59 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____

1. The title of the invention is not descriptive. A new title is required that is clearly indicative of the invention to which the claims are directed.

2. The abstract of the disclosure is objected to because the abstract should be directed to a method to make the device instead of the device structure. Correction is required.

3. The disclosure is objected to because of the following informalities: In page 7, lines 2-3, the phrase "and p-type diffusion region" is unclear whether it is being referred to "a p-type diffusion region"; line 6, the phrase ".....lower than traditional devices" is unclear whether it is being referred to ".....lower than traditional devices". In page 10, lines 7-8, the phrase ".....in not compromised." is unclear whether it is being referred to ".....is not compromised."

Appropriate correction is required.

4. Claim 56 is objected to because of the following informalities: line 5, the phrase "a first and second drain regions" is unclear whether it is being referred to "first and second drain regions". Appropriate correction is required.

5. Claim 55 is rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Claim 55, line 2, the phrase "a second dopant" is unclear as to where is the first dopant in claim 55.

6. Claims 56-59 are rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the written description requirement. The claim(s) contains subject matter

which was not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventor(s), at the time the application was filed, had possession of the claimed invention.

Fig. 3 discloses forming first and second drain regions [16] of the first conductivity type (p-type) in the first well region [12], then forming a third drain region [88] of the second conductivity type (n-type) in the second well region [52], then forming the second source region [19] of the first conductivity type in the first well region [12], then forming first and second buried layers [14, 74] within the first and second well regions [12, 52], respectively, the first buried layer [14] adjoining the first and second drain regions [16]. The specification never discloses forming first and second drain regions of the second conductivity type in the first well region, then forming a third drain region of the first conductivity type in the second well region, then forming the second source region of the first conductivity type in the second well region, then forming first and second buried layers within the first and second well regions, respectively, the second buried layer adjoining the second and third drain regions as claimed in claim 56.

The specification also never discloses the first insulated gate is formed above an area of the substrate that separates the first source region from the first well region as claimed in claim 57.

The specification also never discloses the second insulated gate is formed above an area of the second well region that separates the second source region from the second drain region as claimed in claim 58.

7. Claims 46-49 and 51-54 are allowed.

8. The following is a statement of reasons for the indication of allowable subject matter: The major difference in the claims not found in the prior art of record is forming first and second buried layers within the first and second well regions, respectively, and the first buried layer adjoining the first and second drain regions.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Steven Loke whose telephone number is (571) 272-1657. The examiner can normally be reached on 7:50 am to 5:20 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Eddie Lee can be reached on (571) 272-1732. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

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April 18, 2004

Steven Loke
Primary Examiner

